IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

FRIDAY, THE 17TH AUGUST 2007 / 26TH SRAVANA 1929

WP(C).No. 14901 of 2007(Y)

PETITIONER:

P.RADHAKRISHNAN, AGED 58 YEARS,
PARAMU, RESIDING AT MUTTATTU VEEDU,
KOIKKAL MURI, EAST KALLADA, KOLLAM DISTRICT.

BY ADV. SRI. K.SIJU

RESPONDENTS:
---

1. THE KERALA STATE ELECTRICITY BOARD,
VYDUTHIBHAVAN, THIRUVANANTHAPURAM,
REPRESENTED BY ITS SECRETARY.

2. THE ASSISTANT EXECUTIVE ENGINEER,
ELECTRICAL SUB DIVISION, KSEB., KUNDARA.

3. THE ASSISTANT ENGINEER, ELECTRICAL
SECTION, KSEB., KIZHAKKE KALLADA,
KOLLAM DISTRICT.

BY ADV. SRI.P.P.THAJUDEEN, SC, K.S.E.B

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 17/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 TRUE COPY OF THE PETITION SUBMITTED BY THE ASST. EXE. ENGINEER BEFORE THE DISTRICT COLLECTOR DATED 26.11.2005 FOR ADJUDICATION.

EXT.P2 TRUE COPY OF THE SKETCH PREPARED BY THE ASST. EXE. ENGINEER AND PRODUCED BEFORE THE DISTRICT COLLECTOR ALONG WITH EXT.P1.

EXT.P3 TRUE COPY OF THE REPORT OF THE TAHSILDAR DATED 25.10.2006

EXT.P4 TRUE COPY OF THE ORDER OF THE ADDL. DISTRICT MAGISTRATE DATED 28.11.2006

EXT.P5 TRUE COPY OF THE LETTER OF THE DISTRICT COLLECTOR, KOLLAM DATED 24.1.2007

EXT.P6 TRUE COPY OF THE LETTER DATED 27.1.2007 OF THE DEPUTY CHIEF ENGINEER, ELECTRICAL CIRCLE, KOTTARAKKARA TO THE 2ND RESPONDENT.

RESPONDENTS' EXHIBITS: NIL.

TRUE COPY

P.S. TO JUDGE.

C.N.RAMACHANDRAN NAIR,J.

W.P.C. NO. 14901 OF 2007

Dated this the 17th day of August, 2007

JUDGMENT

Petitioner, the applicant consumer himself, is raising objection against the line being drawn by Ele. Board for giving connection to him. According to standing counsel for KSEB the change in the line is effected by inserting another post only to avoid crossing of another person's property. According to him, 90 metres of overhead line is drawn and the balance is only 15 metres of weather proof line with which connection has to be given to the petitioner. If petitioner wants connection, the same should be given to him from the existing line. On the other hand, if the petitioner wants line to be first changed and then to give connection, I direct the petitioner to approach the Addl. District Magistrate with a request for shifting of the line already drawn and furnish sketch showing the deviation the KSEB has effected from the approved one. If the petitioner makes such an application along with a sketch showing the deviation, the Addl. District Magistrate will consider the same and pass orders after hearing the Ele. Board and

affected persons, if any. There will be direction to the Ele. Board to shift the line in terms of the order of the Addl. District Magistrate.

W.P. is disposed of as above.

(C.N.RAMACHANDRAN NAIR)
Judge